

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

UNITED STATES OF AMERICA, )  
Plaintiff, ) CASE NO.: CR07-310-RSL  
v. )  
LAWRENCE LEWIS GAINES III, ) SUMMARY REPORT OF U.S.  
Defendant. ) MAGISTRATE JUDGE AS TO  
 ) ALLEGED VIOLATIONS  
 ) OF SUPERVISED RELEASE

---

An initial hearing on supervised release revocation in this case was scheduled before me on May 17, 2010. The United States was represented by AUSA Todd Greenberg for Lisca Borichewski and the defendant by Howard Phillips. The proceedings were digitally recorded.

Defendant had been sentenced on or about May 16, 2008 by the Honorable Robert S. Lasnik on a charge of Conspiracy to Distribute Cocaine and sentenced to five months custody, three years Supervised Release. (Dkt. 66.)

The conditions of supervised release included requirements that defendant comply with all local, state, and federal laws and with the standard conditions of supervision. Other special conditions included participation in substance abuse testing and treatment, abstention from alcohol, no firearms, provide access to financial information, submit to search, maintain a single checking account for all financial transactions, disclose assets and liabilities, and complete 150

01 days of home confinement. (Dkt. 66 at 4.)

02 On May 21, 2009, defendant was sentenced to six months in custody for violating the  
03 conditions of supervised release by failing to submit a truthful and complete written report to his  
04 probation officer and failing to comply with the home confinement program. (Dkt. 95.) Defendant  
05 was sentenced to 90 days on December 1, 2009 for failing to satisfactorily participate in a  
06 Residential Reentry Center program. (Dkt. 104.)

07 In an application dated May 14, 2010, U.S. Probation Officer Andrea G. Porter alleged  
08 the following violation of the conditions of supervised release:

09 1. Failing to satisfactorily participate in a Residential Reentry Center (RRC)  
10 program, in violation of the special condition requiring him to satisfactorily participate in the  
11 RRC program for 120 days.

12 Defendant was advised in full as to the charge and as to his constitutional rights. He  
13 admitted the violation and waived any evidentiary hearing as to whether it occurred. I therefore  
14 recommend the Court find defendant violated his supervised release as alleged, and that the  
15 Court conduct a hearing limited to the issue of disposition. The next hearing will be set before  
16 Judge Lasnik.

17 Pending a final determination by the Court, defendant has been released on electronic  
18 monitoring and the conditions of supervision.

19 DATED this 17th day of May, 2010.

20   
21 Mary Alice Theiler  
22 United States Magistrate Judge

01 cc: District Judge: Honorable Robert S. Lasnik  
02 AUSA: Lisca Borichewski  
03 Defendant's attorney: Howard Phillips  
04 Probation officer: Andrea Porter  
05  
06  
07  
08  
09  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22